

From: WILLIAM D. THOMSON

Case No: 06-04737-JSW Document 45 Filed 03/22/2007 Page 1 of 2
925 447 1078

03/22/2007 08:41 #051 P.002/003

03-22-2007 09:00 From:BULLIVANT SFO

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T-582 P.002/003 F-848

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIABoard of Trustees Of The Laborers Health
and Welfare Trust Fund, et al.,

CASE NO. C-06-4737-JSW

Plaintiff(s),

v.
TDW Construction, Inc., a California
Corporation; Edmundo Alire, Jr., an
Individual

Defendant(s).

STIPULATION AND [PROPOSED]
ORDER SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- Non-binding Arbitration (ADR L.R. 4)
- Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

Private ADR (please identify process and provider) _____

The parties agree to hold the ADR session by:

- the presumptive deadline (The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)

other requested deadline _____

Dated: 3/22/07

Ronald H. Lub
Attorney for Plaintiff

Dated: 3/22/07

M. O. C.
Attorney for Defendant

From: WILLIAM D. THOMSON

925 447 1078

03/22/2007 08:41 #051 P.003/003

03-22-2007 08:00

From: BULLIVANT SFO

4153522701

T-502 P.003/003 F-543

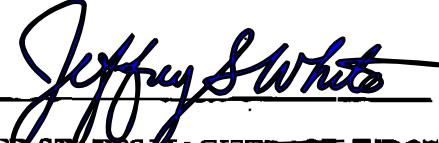
[PROPOSED] ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
 Early Neutral Evaluation (ENE)
 Mediation
 Private ADR

Deadline for ADR session

- 90 days from the date of this order.
other

IT IS SO ORDERED.Dated: March 22, 2007

UNITED STATES MAGISTRATE JUDGE
DISTRICT